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6 UNITED STATES DISTRICT COURT  
7 WESTERN DISTRICT OF WASHINGTON  
8 AT SEATTLE

9 ANTHONY ABUZEIDE, Special  
10 Administrator for the Estate of Jack Berry  
11 Dane,

12 Plaintiff,

13 v.

14 OPENROAD AUTO GROUP, INC., a  
15 Washington corporation d/b/a BELLEVUE  
16 LAMBORGHINI ROLLS-ROYCE  
17 BENTLEY,

18 Defendant.

No. C17-583 RSM

STIPULATION AND ORDER RE  
THE DEPOSIT OF FUNDS INTO  
COURT REGISTRY

19 **STIPULATION**

20 This stipulation is entered into by and between the parties, Plaintiff Anthony  
21 Abuzeide, Special Administrator for the Estate of Jack Berry Dane, and Defendant  
22 OpenRoad Auto Group, Inc. ("OpenRoad"). This action involves a dispute regarding the  
23 ownership and the right to possession of a Porsche 918 Spyder, VIN  
24 WP0CA2A13FS800236 (the "Vehicle").

25 The parties have separately stipulated and agreed that OpenRoad may sell the  
26 Vehicle under certain conditions. *See* Dkt. 26. In connection with that stipulation and  
agreement, the parties have further agreed that, if OpenRoad sells the Vehicle, it shall

1 deposit all resulting proceeds ("Sale Proceeds") into the Court registry within two  
2 business days of receiving such Sale Proceeds, pending resolution of this action. Said  
3 funds may not be disbursed without prior order of this Court.

4 The parties have further stipulated and agreed that any payment or distribution of  
5 insurance proceeds from OpenRoad's insurance for any loss associated with the Vehicle  
6 occurring during the pendency of this Court's preliminary injunction, shall be subject to  
7 the terms of this Stipulation and Order, and shall be deposited into escrow or the registry  
8 of the Court as if such funds were Sale Proceeds. *See* Dkt. 26.

9  
10 DATED this 24th day of May, 2017.

11 McNAUL EBEL NAWROT & HELGREN PLLC

12 By s/ Avi J. Lipman

13 Robert M. Sulkin, WSBA No. 15425

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23 Attorneys for Defendant

24 DATED this 24th day of May, 2017.

25 SMITH ALLING P.S.

26 By s/ Michael E. McAleena Jr.

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Attorneys for Plaintiff

1 **ORDER**

2 The Court, having reviewed the above stipulation and the records and files herein,  
3 hereby finds and ORDERS that OpenRoad shall place into the Court registry all proceeds  
4 generated from the sale, if any, of the Vehicle within two business days of receiving such  
5 proceeds.  
6

7 The Court further ORDERS that OpenRoad shall place into the Court registry,  
8 within two business days of receipt, any payment or distribution of insurance proceeds  
9 from OpenRoad's insurance for any loss associated with the Vehicle occurring during the  
10 pendency of the Court's preliminary injunction, as if such funds were Sale Proceeds.  
11

12 IT IS SO ORDERED this 24<sup>th</sup> day of May 2017.  
13

14 

15 RICARDO S. MARTINEZ  
16 CHIEF UNITED STATES DISTRICT  
17 JUDGE

18 Presented by:

19 McNAUL EBEL NAWROT & HELGREN PLLC

20 By s/ Avi J. Lipman  
21 Robert M. Sulkin, WSBA No. 15425  
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